

CHAPTER 54

(House Bill 783)

AN ACT concerning

Inheritance Tax Exemption – Small Estates

FOR the purpose of clarifying an exemption under the State inheritance tax for property distributed from certain small estates; providing that this Act is intended to be corrective and clarifying and shall be applicable retroactively to a certain date; making this Act an emergency measure; and generally relating to an inheritance tax exemption for property distributed from certain small estates.

BY repealing and reenacting, with amendments,

Article – Tax – General

Section 7-203(h)

Annotated Code of Maryland

(1988 Volume and 1991 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Tax – General

7-203.

(h) The inheritance tax does not apply to the receipt of property that [passes from a decedent if the] IS DISTRIBUTED FROM AN estate [of the decedent] THAT qualifies under § 5-601 of the Estates and Trusts Article for administration as a small estate.

SECTION 2. AND BE IT FURTHER ENACTED, That the provisions of this Act are intended to be corrective and clarifying in nature, and shall be applicable retroactively to persons dying on or after January 1, 1989.

SECTION 3. AND BE IT FURTHER ENACTED, That this Act is an emergency measure, is necessary for the immediate preservation of the public health and safety, has been passed by a ye and nay vote supported by three-fifths of all the members elected to each of the two Houses of the General Assembly, and shall take effect from the date it is enacted.

Approved April 7, 1992.